

REMARKS

Introduction

This Reply addresses issues raised in the Restriction Requirement dated April 16, 2010. Claims 1-20 are pending in this application. With the present Reply, claims 1-19 are withdrawn. Claim 20 is amended to place the claim in conformance with United States practice and to address typographical errors.

Restriction of Claims 1-14

The Examiner alleges that restriction is required because the application contains groups of inventions that do not relate to a single inventive concept under PCT Rule 13.1 and, thus, restriction to one of the following groups is required:

Group I: Claims 1-15, when R5-R8 together form a non-heterocyclic ring and R1 is non-heterocyclic, drawn to compounds, compositions and methods of use;

Group II: Claims 1-15, when R5-R8 together form a bicyclic heterocyclic ring and R1 is non-heterocyclic, drawn to compounds, compositions and methods of use;

Group III: Claims 1-15, when R5-R8 together form a non-heterocyclic ring and R1 is heterocyclic, drawn to compounds, compositions and methods of use;

Group IV: Claims 1-15, when R5-R8 together form a heterocyclic ring and R1 is heterocyclic, drawn to compounds, compositions and methods of use;

Group V: Claim 16, drawn to plant propagation material;

Group VI: Claim 17, drawn to a compound of formula (B);

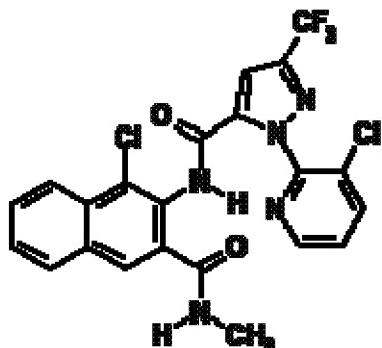
Group VII: Claim 18, drawn to a compound of formula (D);

Group VIII: Claim 19, drawn to a compound of formula (AA); and

Group IX: Claim 20, drawn to compounds of formula (VIIa) or (VIIb).

In reply, Applicants elect Group IX (Claim 20, drawn to compounds of formula (VIIa) or (VIIb)) without traverse. Claims 1-19 are withdrawn from consideration. Applicants reserve the right to pursue the withdrawn claims through one or more divisional applications.

The Examiner requires an election of a single disclosed species. In reply, Applicants wish to elect the following compound:



The elected compound is compound T1.1 of Example P3 on page 49 of the application, as filed.

The pending claim is believed to be allowable. Favorable consideration is earnestly solicited in the form of a Notice of Allowance. Applicants invite the Examiner to telephone the undersigned attorney of record if the Examiner feels that the call will be beneficial to advance prosecution of the application.

Respectfully submitted,

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